

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

EDNA DIANE BOWMAN and AMY	:	
McHENRY, individually and on behalf	:	
of all others similarly situated,	:	Civil Action No. 10 cv 04403-DMC
	:	
Plaintiffs	:	
	:	
v.	:	STIPULATION AND CONSENT ORDER
	:	EXTENDING TIME FOR DEFENDANTS TO
RAM MEDICAL, INC., AMERIMED	:	ANSWER OR OTHERWISE RESPOND TO
CORP., HENRY SCHEIN, INC.,	:	PLAINTIFFS' COMPLAINT AS WELL AS
MARATHON MEDICAL CORP.,	:	EXTEND TIME FOR PLAINTIFF TO REPLY
MEDLINE INDUSTRIES, MMS-A	:	TO THE RESPONSE OF DEFENDANTS
MEDICAL SUPPLY CO., and Q-MED	:	PURSUANT TO LOCAL CIVIL RULE 6.1(b)
CORP.,	:	
	:	
Defendants	:	

THIS MATTER having come before the Court by way of application of Defendants, Q-Med Corp., RAM Medical, Inc., Henry Schein, Inc., Marathon Medical Corp., and Medline Industries (“Requesting Defendants”), and Plaintiffs, Edna Diane Bowman and Amy McHenry, individually and on behalf of all other similarly situated (“Plaintiffs”), by and through their respective counsel, requesting an extension of time, pursuant to Local Civil Rule 6.1(b), within which Requesting Defendants have to answer or otherwise respond to Plaintiffs’ Class Action Complaint until January 14, 2011, and that any reply thereto on behalf of Plaintiffs shall be due on or before February 28, 2011. Moreover, Plaintiffs have consented to allow Requesting Defendants until March 28, 2011 in which to respond to any reply. By presenting this application to the Court, the parties make the following representation under Local Civil Rule 6.1.

1. The Summons and Class Action Complaint has been served on the Requesting Defendants;

2. The Court has previously granted a request for an extension until November 29, 2010 pursuant to a Stipulation and Consent for Defendants Q-Med Corp., Inc., Marathon Medical Corp., Inc., and Medline Industries, Inc.;

3. Upon information and belief, Defendants RAM Medical, Inc. and Henry Schein, Inc. were recently served with the Complaint and counsel will be entering their appearance;

4. The Requesting Defendants are evaluating defense and insurance coverage issues and need additional time to evaluate the issues and get coverage related issues resolved prior to responding to Plaintiffs' Complaint. Plaintiffs have consented to Requesting Defendants' request for additional time to work out the coverage issues;

5. Plaintiffs' counsel has requested that it be provided until February 28, 2011, in which to reply to any responsive pleading by Requesting Defendants and requesting Defendants having no objection thereto.

Consent to form and entry of this Order:

COZEN O'CONNOR, P.C.
Suite 300, LibertyView
457 Haddonfield Road
P.O. Box 5459
Cherry Hill, New Jersey 08002-2220
Telephone: (856) 910-5000
Facsimile: (856) 910-5075
Attorneys for Defendant Q-Med Corp.

By: /s/ John P. Johnson, Jr.
Thomas McKay, III
John P. Johnson, Jr.

HAWORTH COLEMAN & GERSTMAN,
LLC
45 Broadway
21st Floor
New York, NY 10006
Telephone: (212) 952-1102
Facsimile: (212) 952-1110
Attorneys for Marathon Medical Corp.

By: /s/ Nora Coleman
Nora Coleman

PROSKAUER ROSE LLP
1585 Broadway
New York, NY 10036-8299
Telephone (212) 969-3911
Facsimile: (212) 969-2900
Attorneys for Henry Schein, Inc.

By: /s/ Karen E. Clarke
Karen E. Clarke

SILLS CUMMIS & GROSS, P.C.
One Riverfront Plaza
Newark, New Jersey 07102-5400
Telephone: (973) 643-7000
Attorneys for Defendant Medline Industries, Inc.

By: /s/ Stuart M. Feinblatt
Stuart M. Feinblatt

WILENTZ, GOLDMAN & SPITZER, P.A.
90 Woodbridge Center
Suite 900, Box 10
Woodbridge, New Jersey 07095-0958
Telephone: (732) 636-8000
Facsimile: (732) 855-6117
Attorneys for Plaintiffs

By: /s/ Daniel R. Lapinski
Daniel R. Lapinski

WOLFF & SAMSON PC
One Boland Drive
West Orange, NJ 07052
Telephone: (973) 530-2007
Facsimile: (973) 530-2207
Attorneys for RAM Medical, Inc.

By: /s/ Kenneth N. Laptook
Kenneth N. Laptook

IT IS, on this _____ day of November, 2010; ORDERED, as follows:

The above application is hereby **GRANTED** and Defendants' Q-Med Corp., Marathon Medical Corp., and Medline Industries, Inc.'s, time to answer, move or otherwise respond to the Class Action Complaint is hereby extended through and including January 14, 2011, and Plaintiffs' reply to any response submitted by the Requesting Defendants is hereby extended through and including February 28, 2011. Moreover, requesting Defendants must respond to any such reply by March 28, 2011.

Hon. Joseph A. Dickson, U.S.M.J.